

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

I&CAD Department - Work Charged Establishment - Sanction of an amount of Rs.2,76,811/- towards payment of delayed wages in respect of late Sri G. Venkanna, NMR for the period from 20.09.1998 to 03.07.2004 as per the orders of the Hon'ble Industrial Tribunal-cum-Labour Court, Warangal dated 13.02.08 & 13.05.08 in M.P. No.31/2005 – Orders Issued.

IRRIGATION & COMMAND AREA DEVELOPMENT (Ser.V) DEPARTMENT

G.O.Rt.No. 547,

Dated: 20-05-2010.

Read the following:-

- 1) From the Chief Engineer, Nagarjunasagar Project, Nalgonda District, Lr. No.CE/NSP/E.V(1)/4596/2005, dated 14-10-2008.
- 2) Govt. Memo No.35219/Ser.V.3/2008-1, dated 27.05.09.
- 3) From the Superintending Engineer, NSLBC O&M Circle, Tekulapally, Khammam District Lr. No.AB/A5/APSCCL/ID/2009/ 621M, dated 05.09.09.

-X-X-X-X-X-

ORDER:

The Chief Engineer, Nagarjuna Sagar Project, Hill Colony, Nalgonda District / the Superintending Engineer, NSLBC O&M Circle, Tekulapally, Khammam District in his letters first and third read above has reported that late Sri G. Venkanna was originally engaged by the Khammam unit of the defunct M/s A.P.S.C.C. Ltd., as Pump Operator on daily wage basis w.e.f. 01.11.1977 and his services were disengaged w.e.f. 28.09.1979. Aggrieved by his disengagement, the workman has filed I.D. No.251/95 before Hon'ble IT-cum-Labour Court, Warangal. The Hon'ble Labour Court passed award on 20.08.1998 directing the respondent / Department to reinstate the workman as "Fresh Recruit" as Pump Operator without back wages. The W.P. No.18846/99 filed by the Department was dismissed and upon furnishing legal opinion, the Government have permitted the Department vide G.O.Rt.No.704, Dt. 16-09-04 to reinstate the workman into service as NMR Pump Operator as "Fresh Recruit" without continuity of service and back wages. However, the said G.O. could not be implemented as the individual expired on 03.07.2004.

2. The Chief Engineer, Nagarjuna Sagar Project, Hill colony, Nalgonda District has also reported that the legal representatives of the deceased have filed M.P. No.31/05 under section 33(2) of ID Act seeking delayed wages from the date of enforcement of the Award in ID No.251/95 till the date of death, on regular pay scale. The I.T.-cum-Labour Court, Warangal has passed order on 13.02.2008 stating that the workman is entitled for the regular pay scales since the deceased was on pay scales at the time his reinstatement w.e.f. 28.09.1979 and directed the department to fix up the regular pay scale and file calculation memo. Accordingly, the department has filed calculation memo and the Labour Court passed orders on 13.05.08 to pay the workman Rs.2,76,811/- within three months towards delayed wages. He has further stated that the Assistant Govt. Pleader of IT-cum-Labour Court, Warangal has opined that there are no grounds for appeal and advised to implement the above orders of the Hon'ble Labour Court.

3. Government after careful examination of the matter hereby accord sanction for an amount of Rs.2,76,811/- (Rupees Two Lakhs Seventy Six Thousand Eight Hundred and Eleven only) towards payment of delayed wages in respect of late Sri G. Venkanna, NMR for the period from 20.09.1998 to 03.07.2004 as per the orders of the Hon'ble Industrial Tribunal-cum-Labour Court, Warangal dated 13.02.08 & 13.05.08 in M.P. No.31/2005.

(P.T.O.)

4. The Chief Engineer, Nagarjuna Sagar Project, Hill colony, Nalgonda District shall take further necessary action in the matter accordingly.

5. This order issues with the concurrence of the Finance (W&P) Department vide their U.O. No.1594/F2(1)/10-1, dated 30.03.2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P. TUCKER
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Chief Engineer, Nagarjuna Sagar Project, Hill colony, Nalgonda District.
Copy to the Superintending Engineer, NSLBC O&M Circle, Tekulapally,
Khammam District.
S.f. / S.c.

//Forwarded By Order//

SECTION OFFICER